

**BEFORE THE IDAHO PUBLIC UTILITIES COMMISSION**

**IN THE MATTER OF TETON WATER & SEWER COMPANY'S APPLICATION FOR RESERVE FUND DISTRIBUTION** ) **CASE NO. TTS-W-22-01**  
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) **NOTICE OF APPLICATION**  
)  
) **NOTICE OF MODIFIED**  
) **PROCEDURE**  
)  
) **ORDER NO. 35306**  
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On January 3, 2022, Teton Water & Sewer Company (“Company”) applied to the Idaho Public Utilities Commission (“Commission”) requesting approval to use its 2022 reserve fund for three separate 2021 repair projects. *Application* at 1. The Company states that the total cost of these projects exceeded the available funds in the Company’s 2021 reserve account. *Id.* The Commission now issues this Notice of Application and Notice of Modified Procedure setting deadlines for interested persons to comment on the Application and for the Company to reply.

**BACKGROUND**

The Commission authorized the creation of a reserve fund for the Company in 2009 but conditioned the fund solely for capital expenditures greater than 10% of the Company’s annual revenue requirement. *See* Order No. 30718 at 12. Additionally, the Commission required the Company to establish an auditable paper trail for use of the fund and required the Company to provide the Commission with written notice of the intended use with the emergency details and related invoices. *Id.* at 13.

**NOTICE OF APPLICATION**

YOU ARE HEREBY NOTIFIED that the Company is a water corporation and public utility as defined in *Idaho Code* §§ 61-125 and 61-129 and is licensed to do business in the State of Idaho.

YOU ARE FURTHER NOTIFIED that the Company completed three repair projects in 2021 and seeks Commission approval to pay for these projects using the reserve fund. *Application* at 1. The repair projects include a water leak repair at 48 Moulton Lane, a water leak repair at 73 Beesley Lane, and a water leak repair at 33 Targhee Trail. *Id.*

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YOU ARE FURTHER NOTIFIED that the Company states the total cost of these projects (\$35,494.85) exceeded the available funds in the 2021 reserve account. *Id.* The Company stated “[a]t the start of the year, the [reserve] account had \$4,666.55, with the addition of funds at \$640/month for the year, . . . the year-end available funds [totaled] \$12,106.55.” *Id.* The Company stated that it transferred “\$11,208.85 to reimburse the operating account, which then left a balance of \$24,286.00 of expenses that were covered by funds other than the capital account.” *Id.* Thus, the Company requests approval from the Commission to use its 2022 reserve fund to reimburse the operating account for remaining unreimbursed expenses. *Id.*

YOU ARE FURTHER NOTIFIED that the Company has included in its Application a summary of expenses, invoices, and a QuickBooks report for each project as directed by the Commission in Order No. 30718. *Id.*

YOU ARE FURTHER NOTIFIED that the Application is available for public inspection during regular business hours at the Commission’s office. These documents are also available on the Commission’s web site at [www.puc.idaho.gov](http://www.puc.idaho.gov). Click on the “WATER” icon, select “Open Cases,” and click on the case number as shown on the front of this document.

YOU ARE FURTHER NOTIFIED that all proceedings in this case will be held pursuant to the Commission’s jurisdiction under Title 61 of the Idaho Code.

YOU ARE FURTHER NOTIFIED that all proceedings in this matter will be conducted pursuant to the Commission’s Rules of Procedure, IDAPA 31.01.01.000 *et seq.*

#### **NOTICE OF MODIFIED PROCEDURE**

YOU ARE FURTHER NOTIFIED that the Commission has determined that the public interest may not require a formal hearing in this matter and will proceed under Modified Procedure pursuant to Rules 201 through 204 of the Idaho Public Utilities Commission’s Rules of Procedure, IDAPA 31.01.01.201 through .204. The Commission notes that Modified Procedure and written comments have proven to be an effective means for obtaining public input and participation.

YOU ARE FURTHER NOTIFIED that persons desiring to state a position on this Application may file a written comment explaining why the person supports or opposes the Application. Persons who would like a hearing must specifically request a hearing in their written comments. **Persons must file written comments by March 16, 2022.** Comments must be filed through the Commission’s website or by e-mail unless computer access is unavailable. To

comment electronically, please access the Commission’s home page at [www.puc.idaho.gov](http://www.puc.idaho.gov). Click the “Consumers” tab and then “Case Comment Form” and complete the form using the case number as it appears on the front of this document. To file by e-mail, the customer must e-mail the comments to the Commission Secretary and the Company at the e-mail addresses listed below. If computer access is unavailable, then comments may be mailed to the Commission and Company at these addresses:

**For the Idaho Public Utilities  
Commission:**

Commission Secretary  
Idaho Public Utilities Commission  
P.O. Box 83720  
Boise, ID 83720-0074  
[secretary@puc.idaho.gov](mailto:secretary@puc.idaho.gov)

**For Teton Water & Sewer Company:**

Jon Pinardi  
Teton Water & Sewer Company  
3940 Grant St.  
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Street Address for Express Mail:

11331 W. Chinden Blvd.  
Building 8, Suite 201-A  
Boise, Idaho 83714

**YOU ARE FURTHER NOTIFIED** that the Company must file any reply comments **by March 23, 2022.**

**YOU ARE FURTHER NOTIFIED** that if no written comments or protests are received within the time limit set, the Commission will consider this matter on its merits and enter its order without a formal hearing. If written comments are received within the time limit set, the Commission will consider them and, in its discretion, may set the same for formal hearing.

**ORDER**

**IT IS HEREBY ORDERED** that the Company’s Application be processed by Modified Procedure, Rules 201-204 (IDAPA 31.01.01.201-.204). Persons interested in submitting written comments must do so by March 16, 2022. The Company must file any reply comments by March 23, 2022.

**IT IS FURTHER ORDERED** that the parties should continue to comply with Order No. 35058, issued June 3, 2021. All pleadings should be filed with the Commission electronically and shall be deemed timely filed when received by the Commission Secretary. *See* Rule 14.02.

Service between parties should also be accomplished electronically. Voluminous discovery-related documents may be filed and served on CD-ROM or a USB flash drive.

DONE by Order of the Idaho Public Utilities Commission at Boise, Idaho this 2<sup>nd</sup> day of February 2022.



ERIC ANDERSON, PRESIDENT



JOHN CHATBURN, COMMISSIONER



JOHN HAMMOND, COMMISSIONER

ATTEST:



Jan Noriyuki  
Commission Secretary

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